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Counselors in Intellectual Property

Wong, Cabello, Lutsch, Rutherford & Brucculeri, L.L.P.

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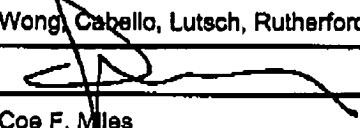
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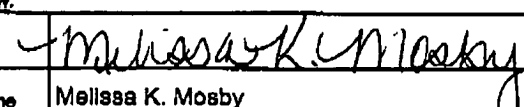
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/034,438	
	Filing Date	December 27, 2001	
	First Named Inventor	John D. Maxfield	
	Art Unit	2177	
	Examiner Name	Linh Black	
Total Number of Pages In This Submission	3	Attorney Docket Number	149-0056US

ENCLOSURES (Check all that apply)		
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Firm Name	Wong, Cabello, Lutsch, Rutherford & Brucculeri, LLP	
Signature		
Printed name	Coe F. Miles	
Date	November 15, 2004	Reg. No. 38,559

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.		
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Typed or printed name	Melissa K. Mosby	Date November 15, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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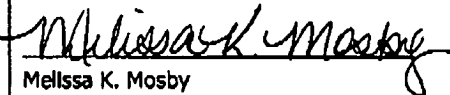
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NOV 15 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Title : SYSTEM AND METHOD FOR CONTROLLING FREE SPACE DISTRIBUTION  
BY KEY RANGE WITHIN A DATABASE  
Inventors : John D. Maxfield  
Serial No : 10/034,438 § Examiner : Linh Black  
Filed : 27 Dec 2001 § Phone : 703-305-0317  
Docket : 149-0055US § Art Unit : 2177  
Customer : 29855

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<p>CERTIFICATE OF TRANSMISSION (37 C.F.R. 1.8)</p> <p>This paper is being transmitted to the Commissioner for Patents, Mail Stop Amendment, P.O. Box 1450, Alexandria, VA 22313-1450 via Facsimile. This paper is being transmitted to (703) 872-9306 on 11/15/04.</p> <p> Melissa K. Mosby</p>
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REPLY TO OFFICE ACTION DATED 19 OCTOBER 2004

Sir:

In response to the Examiner's Restriction Requirement, Assignee elects to pursue those claims drawn to class II: claims 18-32. (The Examiner identifies only claims 18-30 as belonging to class II, neglecting to explicitly identify which class claims 31 and 32. See Office Action dated 19 October 2004 at page 2.)

For at least the reasons set forth in Assignee's Reply to Office Action (dated 12 May 2004), each of the elected claims are believed patentable over the cited prior art.

15 NOV 2004

Date

  
Coe F. Miles, Ph.D., J.D.  
P.T.O. Reg. No. 38,559

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CLAIMS: 1